

(5) UNDER THE LAWS OF THE UNITED STATES OR OF ANY STATE, is convicted of a ~~felony, A CRIME OF MORAL TURPITUDE, or [is convicted of]~~ a misdemeanor directly related to a home improvement transaction;

(I) FELONY; OR

(II) MISDEMEANOR THAT IS DIRECTLY RELATED TO THE FITNESS AND QUALIFICATION OF THE APPLICANT OR LICENSEE TO ENGAGE IN HOME IMPROVEMENT SERVICES;

(6) often fails to perform home improvement contracts;

(7) falsifies an account;

(8) engages in fraud;

(9) as a contractor or subcontractor fails to show financial solvency, based on the intended scope and size of the business in relation to total assets, liabilities, credit rating, and net worth;

(10) as a contractor or subcontractor lacks competence, as shown by the performance of an unworkmanlike, inadequate, or incomplete home improvement;

(11) violates this title;

(12) attempts to violate this title; or

(13) violates a regulation adopted under this title.

(b) Subject to the hearing provisions of § 8-312 of this subtitle, the Commission may reprimand a contractor or subcontractor or suspend or revoke the license of a contractor or subcontractor for a violation of this title by an agent, director, employee, manager, officer, partner, or salesperson of the contractor or subcontractor, unless the Commission finds that the contractor or subcontractor or management personnel of the contractor or subcontractor:

(1) had no knowledge of the wrongful conduct; or

(2) could not prevent the violation.

(c) Instead of or in addition to reprimanding a licensee or suspending or revoking a license, the Commission may impose a civil penalty under § 8-620 of this title.

(D) THE FOLLOWING STANDARDS SHALL BE CONSIDERED IN THE GRANT THE COMMISSION SHALL CONSIDER THE FOLLOWING FACTS IN THE GRANTING, DENIAL, RENEWAL, SUSPENSION, OR REVOCATION OF A LICENSE OR THE REPRIMAND OF A LICENSEE WHEN AN APPLICANT OR LICENSEE IS CONVICTED OF A FELONY, A CRIME OF MORAL TURPITUDE, OR A MISDEMEANOR DIRECTLY RELATED TO A HOME IMPROVEMENT TRANSACTION A FELONY OR MISDEMEANOR DESCRIBED IN SUBSECTION (A)(5) OF THIS SECTION:

(1) THE NATURE OF THE CRIME;